

EXAMINER'S ACTION

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15.

Examiner acknowledges paper #25 of September 25, 1995.

16.

The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

17.

Claims 13, 16, 17, 19, 22-24 are rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

"polarization" is indefinite. Clarify. The body of the data suggests "polymerization" not polarization.

"heat treated" is indefinite. Specify temperatures range or temperature data which clarifies the generic term "heat".

"treated" by what means? Specify art recognized values of techniques of treatment or modification or change in melt index or viscosity parameters.

18.

Claims 13, 16, 17, 19, 22-24 are rejected under 35 U.S.C. § 103 as being unpatentable over Takimoto et al. 4,761,333 in view of JP 60-92345.

Rejection is maintained.

Applicant's arguments have been carefully reviewed and considered but Takimoto suggests polyvinyl chloride resin and

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phthalic acid ester. Whereas JP '345 suggests vinyl chloride which encompasses the polymerization degree with phthalate ester and thermoplastic. The degree of polymerization of the vinyl chloride is 1500 or more which encompasses the claimed range. It still would be obvious to the skilled artisan to optimize the components. Furthermore, obviousness may exist although teachings relied upon may be disclosed in art as non preferred or unsatisfactory for the intended purpose". All disclosures must be evaluated for what they fairly teach one of ordinary skill in the art.

19.

Claims 13, 16, 17, 19, 22-24 are rejected under 35 U.S.C. § 103 as being unpatentable over JP 60-92345 in view of JP 53-108454.

Applicant's arguments have been carefully considered and reviewed but they are not deemed to be persuasive because JP '345 suggests vinyl chloride with a polymerization degree of 1500 or more which is in the claimed range.

It still would be obvious for the skilled artisan to produce the claimed steering wheel pad and optimize without some clear criticality of components demonstrated. Request is made for complete translation of JP 52-18454.

Examiner acknowledges translation of JP 92345.

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20.

Applicant's amendment necessitated the new grounds of rejection. Accordingly, **THIS ACTION IS MADE FINAL**. See M.P.E.P. § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 C.F.R. § 1.136(a).


A SHORTENED STATUTORY PERIOD FOR RESPONSE TO THIS FINAL ACTION IS SET TO EXPIRE THREE MONTHS FROM THE DATE OF THIS ACTION. IN THE EVENT A FIRST RESPONSE IS FILED WITHIN TWO MONTHS OF THE MAILING DATE OF THIS FINAL ACTION AND THE ADVISORY ACTION IS NOT MAILED UNTIL AFTER THE END OF THE THREE-MONTH SHORTENED STATUTORY PERIOD, THEN THE SHORTENED STATUTORY PERIOD WILL EXPIRE ON THE DATE THE ADVISORY ACTION IS MAILED, AND ANY EXTENSION FEE PURSUANT TO 37 C.F.R. § 1.136(a) WILL BE CALCULATED FROM THE MAILING DATE OF THE ADVISORY ACTION. IN NO EVENT WILL THE STATUTORY PERIOD FOR RESPONSE EXPIRE LATER THAN SIX MONTHS FROM THE DATE OF THIS FINAL ACTION.

21.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to John Guarriello or Paul Michl, SPE whose telephone number is (703) 308-3209 or 2451; Fax: 305-5433.



Guarriello:css
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ART UNIT 156